



## MAYOR AND COUNCIL REGULAR MEETING NOTICE & AGENDA

The City of Tucson has a council-manager form of government. Policies are set by the Mayor and Council, who are elected by the people. Policies are carried out by the City Manager, who is appointed by the Mayor and Council. The Mayor and Council decides what is to be done; the City Manager, operating through the entire City staff, does it.

### REGULAR COUNCIL MEETINGS

The Mayor and Council usually meet the first four Tuesdays of each month in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.

#### 5:30 p.m. session [Order of business]

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| <ul style="list-style-type: none"> <li>• Invocation and Pledge of Allegiance</li> <li>• Presentations</li> <li>• Summary of Current Events</li> <li>• Liquor license applications</li> <li>• Consent Agenda</li> </ul> | <ul style="list-style-type: none"> <li>• Call to the Audience. Individuals may speak up to three minutes. Call to the Audience will be limited to thirty minutes. Speakers may address any matter except items noticed as a Public Hearing.</li> <li>• Public Hearings. Individuals may speak up to five minutes. Each public hearing is limited to one hour.</li> <li>• Other Mayor and Council business as listed on the agenda for the meeting.</li> </ul> |
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Copies of the agenda are available during the meeting. Additionally, the agenda, as well as reference documents, are available in the City Clerk's office prior to each meeting and on the City's web site. : [www.tucsonaz.gov/agdocs](http://www.tucsonaz.gov/agdocs)

Ordinances and resolutions (the laws of Tucson) are considered during regular meetings. Those adopted with the emergency clause and the affirmative vote of five members of the Council take effect immediately. Those adopted without the emergency clause take effect thirty days after passage. Unless the Mayor or a member of the Council requests that an ordinance or resolution be read in full, it is read by number and title only. Routine items are scheduled under the heading of Consent Agenda, which allows a number of actions to occur with a single motion.

To better serve everyone in the community, the Mayor and Council chambers is wheelchair accessible. An assistive listening system for the hearing impaired is in place and closed captioning is available on cable television. A request for reasonable accommodation for persons with disabilities must be made in the City Clerk's Office at least two working days prior to the meeting and can be made by calling 791-4213 or 791-2639 (TDD).

**Spanish language interpreting assistance is available during the meeting. If you need assistance, contact the Council Reporter located near the front, right side of the Chambers.**

### PARTICIPATION BY THE PUBLIC

As a courtesy to others, please turn off or put in vibrate mode all pagers and cell phones.

To address the Mayor and Council:

- Complete a speaker's card and deposit it in the tray on the podium. Upon being recognized, state your name, address, whether you reside in the City of Tucson and whom you represent, before proceeding. Any person who is representing people other than themselves and is receiving compensation to influence an action by the Mayor and Council, shall, before speaking, identify themselves as a "retained speaker".
- Submit written comments to the Mayor and Council (via the City Clerk) prior to and during the meeting.
- Call the Mayor and Council Citizen Comment Line at 791-4700 or write the City's Web Site, [www.tucsonaz.gov/agdocs](http://www.tucsonaz.gov/agdocs). Your comments will be transcribed and distributed to the Mayor and Council.

Persons attending the meeting shall observe rules of propriety, decorum, and good conduct, and refrain from impertinent or slanderous remarks. Violation of this rule shall result in such persons being barred from further audience before the governing body. A copy of the complete rules and regulations may be obtained from the City Clerk.

**Robert E. Walkup – Mayor**  
**Steve Leal – Vice Mayor**

#### Council Members

<b>José J. Ibarra</b>	<b>Ward 1</b>	<b>Shirley C. Scott</b>	<b>Ward 4</b>
<b>Carol W. West</b>	<b>Ward 2</b>	<b>Steve Leal</b>	<b>Ward 5</b>
<b>Karin Uhlich</b>	<b>Ward 3</b>	<b>Nina J. Trasoff</b>	<b>Ward 6</b>

Revisions to the agenda can occur up to 24 hours prior to the meeting. Contact the City Clerk at 791-4213 (TDD: 791-2639), FAX: 791-4017 or WEB SITE: [www.tucsonaz.gov/agdocs](http://www.tucsonaz.gov/agdocs), 9<sup>th</sup> floor, City Hall, 255 W. Alameda for up-to-date information Monday through Friday, 8:00 a.m. to 5:00 p.m. [holidays excepted]. Live coverage of the meeting is cablecast on Tucson 12. In addition, replays of the meetings are cablecast on Tucson 12 as follows:  
 Wednesdays – 9:00 p.m.                      Thursdays – 9:00 a.m.                      Sundays – 9:00 a.m.  
 VHS tapes of meetings are available at the Tucson Main Library, 101 N. Stone.



# MAYOR & COUNCIL MEETING NOTICE & AGENDA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Mayor and Council and to the general public that the Mayor and Council will hold the following meeting which will be open to the public:

## REGULAR MEETING

**TUESDAY, MARCH 7, 2006 – 5:30 P.M.**  
**MAYOR AND COUNCIL CHAMBERS**  
**(CITY HALL, 255 WEST ALAMEDA, TUCSON, ARIZONA)**

**1. ROLL CALL**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

INVOCATION – Pastor Lujet McCullough, First United Methodist Church

PLEDGE OF ALLEGIANCE – Mayor, Council and public in attendance

**3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS**

a. Report from City Manager MARCH7-06-108 CITY-WIDE

**4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS**

a. Report from City Manager MARCH7-06-109 CITY-WIDE

## 5. LIQUOR LICENSE APPLICATIONS

a. Report from City Manager MARCH7-06-112 CITY-WIDE

b. Liquor License Applications

### New License

1. C & T Oil Company # 4, Ward 3  
2710 N. First Ave.  
Applicant: Fieldon Thomas Cooley  
Series 10, City 09-06  
Action must be taken by: March 24, 2006

Staff has indicated the applicant is in compliance with city requirements.

### **PUBLIC OPINION: PROTESTS FILED/SUPPORT FILED**

NOTE: State law provides that for a new license application, “In all proceedings before the governing body of a city...the applicant bears the burden of showing that the public convenience requires and that the best interest of the community will be substantially served by the issuance of a license”. (A.R.S. Section 4-201)

### Person Transfer

2. Sushi Ten Japanese Restaurant, Ward 6  
4500 E. Speedway Blvd. # 1  
Applicant: Ramon Rafael Tovar  
Series 07, City 07-06  
Action must be taken by: March 19, 2006

Staff has indicated the applicant is in compliance with city requirements.

NOTE: State law provides that for a person to person transfer, Mayor and Council may consider the applicant’s capability, qualifications and reliability. (A.R.S. Section 4-203)

Person/Location Transfer

3. El Si Senor Steak House, Ward 3  
2680 N. 1st Avenue  
Applicant: Benjamin Loya Galaz  
Series 07, City 10-06  
Action must be taken by: March 27, 2006

Staff has indicated the applicant is in compliance with city requirements.

**PUBLIC OPINION: PROTEST FILED**

NOTE: State law provides that for a person and location transfer, Mayor and Council may consider both the applicant's capability, qualifications, reliability and location issues. (A.R.S. Section 4-203; R19-1-102)

c. Special Event

1. Artsake Foundation, Ward 6  
Congress/Aviation/6th Avenue/5th Avenue  
Applicant: Jeb Bley Schoonover  
City T02-06  
Date of Event: April 8, 2006  
Fundraiser

Staff has indicated the applicant is in compliance with city requirements.

2. Chicanos Por La Causa Tucson, Ward 1  
3700 S. La Cholla Blvd.  
Applicant: Otilia Arvizu  
City T03-06  
Date of Event: May 12 & 13, 2006  
Fundraising Event

Staff has indicated the applicant is in compliance with city requirements.

3. Escaramuza Flor de Primavera, Ward 1  
222 S. Freeway  
Applicant: Francisco J. Celaya  
City T06-06  
Date of Event: March 24, 2006  
Anniversary-Conference/Dinner Dancing

Staff has indicated the applicant is in compliance with city requirements.

4. The University of Arizona Foundation, Ward 6  
1031 N. Olive Street  
Applicant: S. James Manilla  
City T07-06  
Date of Event: March 31, 2006  
Fundraising for UA Museum of Art

Staff has indicated the applicant is in compliance with city requirements.

d. Agent Change

1. Mona Lisa Bakery, Ward 2  
7026 E. Broadway  
Applicant: Vicenza Puccia  
City AC04-06  
Action must be taken by: March 19, 2006

Staff has indicated the applicant is in compliance with city requirements.

NOTE: The local governing body of the city, town or county may protest the acquisition of control within sixty days based on the capability, reliability and qualification of the person acquiring control. (A.R.S. Section 4-203.F)

**6. CONSENT AGENDA – ITEMS A THROUGH I**

**FOR COMPLETE DESCRIPTION OF ITEMS**  
**SEE ATTACHED CONSENT AGENDA**

Matters listed under the Consent Agenda are considered to be routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired by members of the governing body, that item will be removed from the Consent Agenda and will be considered separately.

**7. CALL TO THE AUDIENCE**

At this time, any member of the public is allowed to address the Mayor and City Council on any issue except for items scheduled for a public hearing at the meeting. Speakers are limited to three minute presentations. Speakers must state their name, address, whether they reside in the City of Tucson, whom they represent, and the subject matter. Any person who is representing a person other than themselves and is receiving compensation to influence an action by the Mayor and Council, shall, before speaking, identify themselves as a “retained speaker”. Pursuant to the Arizona Open Meeting Law, individual Council Members may ask the City Manager to review the matter, ask that the matter be placed on a future agenda, or respond to criticism made by speakers. However, the Mayor and Council may not discuss or take legal action on matters raised during "call to the audience".

**8. CITY MAGISTRATES: APPOINTMENT OF A SPECIAL CITY MAGISTRATE**

- a. Report from City Manager MARCH7-06-114 CITY-WIDE
- b. Ordinance No. 10257 relating to City Magistrates; appointing David Dingeldine as Special City Magistrate to serve upon call by the Chief Executive Officer of the Court; fixing compensation; and declaring an emergency.

**9. ZONING: (C9-05-24) YOUNG - TANQUE VERDE ROAD, SR TO R-1, CITY MANAGER'S REPORT (CONTINUED FROM THE MEETING OF FEBRUARY 7, 2006)**

- a. Report from City Manager MARCH7-06-113 WARD 2

At the request of the applicant, staff recommends that this item be continued to April 25, 2006

**10. PUBLIC SAFETY: DOWNTOWN BUILDING PROJECTS**

- a. Report from City Manager MARCH7-06-119 WARD 6
- b. City Manager recommends approval to convey to the Tucson Fire Department the existing Tucson Community Center parking lot located at the Southeast corner of Clark and Cushing for their new Fire Central facility. Additionally, approval is requested to convey the current Fire Headquarters facility located at 265 S. Church to the Tucson Police Department for their Headquarters/Crime Lab expansion. Approval is also requested for the use of Certificates of Participation to fund this project, with savings from the Library transfer as the repayment source for the debt service.

**11. TUCSON CODE: AMENDING (CHAPTER 21) RELATING TO ADJUSTMENT OF PARKS AND RECREATION FEES**

- a. Report from City Manager MARCH7-06-118 CITY-WIDE
- b. Ordinance No. 10260 relating to Parks and Recreation; amending Chapter 21 of the Tucson Code as follows: adjusting vendor fees by amending Subsection 21-4(c)(6) & (7); adjusting fees for adult major sports by amending Subsection 21-9(1); adjusting swimming fees by amending Section 21-12; amending program registration fees by amending Section 21-13.1; eliminating senior club participation fees by amending Section 21-13.2; amending use of equipment fee categories by amending Section 21-14(1); adjusting fees for use of gymnasium and/or weightroom for Archer, Quincie Douglas, El Rio, Freedom, Northwest, Randolph, and Santa Rosa Center, by amending Section 21-14.1; adjusting fees for Clements, El Pueblo and Udall Center use by amending Section 21-14.2;

amending Hi Corbett Stadium fee categories by amending Section 21-14.3; amending meeting room use fee categories at any Parks and Recreation Department Center by amending Section 21-16(1); adjusting fees for reservation and use of any ramadas, and rodeo grounds by amending Section 21-16(2); adjusting fees for non-profit organized tournament use of sports field, volleyball courts and in-line skating rink by amending Section 21-16(3); amending bandshell fee categories by amending Section 21-16(4); and declaring an emergency.

**12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS**

- a. Report from City Manager MARCH7-06-107 CITY-WIDE

**13. ADJOURNMENT**

The next regularly scheduled meeting of the Mayor and Council will be held on Tuesday, March 21, 2006, at 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

The meeting of March 14 has been cancelled.